



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

October 2, 2006

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

RE: Subcase Nos. 31-335A, 31-372 & 31-4009 (Lundholm)

Dear Clerk:

Enclosed for filing, please find a Standard Form 5 for each of the above-referenced subcases.

An *Order Setting Deadlines, Status Conference and Trial* was issued by Special Master Bilyeu on September 26, 2006 and provided for a deadline to file an Amended Director's Report of November 9, 2006. In order to avoid any potential confusion, I have spoken with Robert Harris, and Mr. Harris indicated that he would be providing the Court with a letter indicating that his client will not be amending his claims.

If you should have any questions or comments, please feel free to contact me at 287-4810.

Very Truly Yours,

A handwritten signature in cursive script, reading "Candice M. McHugh".

Candice M. McHugh
Deputy Attorney General, IDWR

Enclosures

cc: Rob Harris
Ernie Carlsen.

In Re SRBA

Case No. 39576

STIPULATED ELEMENTS OF A WATER RIGHT

CLAIMANT/OBJECTOR:

IDWR Concurrence:

Ernest Carlsen 9-22-06
Ernest Carlsen Date
IDWR Adjudication Supervisor

Candice McHugh 10/2/06
Candice McHugh Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-335A

NAME AND ADDRESS:

CARL W LUNDHOLM
1806 N 2000 E
HAMER ID 83425

SOURCE:

Source:

Tributary:

GROUND WATER

QUANTITY:

2.600 CFS

472.500 AFY

~~948.900 AFY~~

The rights listed below are limited to a total combined annual diversion volume of 1047 af. Combined Right Nos.: 31-335A, 31-372, and 31-4009.

~~USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.53 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2042.8 AF. COMBINED RIGHT NOS.:~~

PRIORITY DATE:

07/31/1930

POINT OF DIVERSION:

T07N R35E S26 SWNE
Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

05/01 11/01

2.600 CFS 472.50 AFY

~~2.600 CFS 948.90 AFY~~

PLACE OF USE:

IRRIGATION

within JEFFERSON County

T07N R35E S34 NENE 39.0

~~T07N R35E S34 NENE 40.0~~

T07N R35E S34 NWNE 39.0

T07N R35E S34 SWNE 36.0

T07N R35E S34 SENE 29.0

~~T07N R35E S34 SENE 6.4~~

T07N R35E S35 NENW 39.0

~~T07N R35E S35 NENW 38.0~~

T07N R35E S35 NWNW 40.0

T07N R35E S35 SWNW 37.0

~~T07N R35E S35 SWNW 39.0~~

T07N R35E S35 SENW 23.0

~~T07N R35E S35 SENW 27.0~~

282 ACRES TOTAL

~~190.4 ACRES TOTAL~~

This right is limited to the irrigation of 135 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 282 acres in a single irrigation season. Combined Right Nos.: 31-335A, 31-372, and 31-4009.

~~USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 190.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-372, 31-4009.~~

ENC
ZLH
8m²

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

The following rights are also diverted through point of diversion described above: 31-335A, 31-372, and 31-4009.

EMC
FLH

SGM^c

CERTIFICATE OF MAILING

I certify that on October 2, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

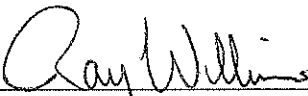
1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

CARL W LUNDHOLM
Represented by:
KENT W FOSTER
1000 RIVERWALK DR, STE 200
PO BOX 50130
IDAHO FALLS, ID 83405

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing the form